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## IN THE UNITED STATES PATENT AND TRADEMARK

Box New Patent Application  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Attorney's Docket No.: 20206-26 (P00-3352)

### FILING TRANSMITTAL

Transmitted herewith for filing is the Patent Application of : Gary Stephen Smith

For: **"A METHOD OF MIXED WORKLOAD HIGH PERFORMANCE SCHEDULING"**

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09/823837  
03/30/01

### ENCLOSURES

- 15 page application including specification, claims and abstract;
- 9 sheets (Figs. 1—9) of  informal/ formal drawings;
- A Declaration, Power of Attorney & Petition ( signed/ unsigned);
- A postcard for return to us as proof of receipt of the referenced documents.

and

- An Assignment of the invention with an assignment cover sheet (executed);
- Applicant claims small entity status (Under 37 CFR 1.27);
- IDS (form PTO-1449) and copies of references;
- An Associate Power of Attorney;
- A certified copy of the priority document (Under 35 USC 119);
- A Power of Attorney by Assignee;
- Other:

### TYPE OF FILING

- This application claims the benefit of an earlier filed Patent Application Number , filed (35 USC 120).
- This application claims the benefit of the priority date of an earlier filed U.S. Provisional Patent Application Serial \_\_\_\_\_, filed \_\_\_\_\_ (35 USC 119).
- This is an application filed pursuant to 37 CFR 1.53, permitting receipt of a filing date upon filing of specification, claims and drawings, if required, with applicant being given a period of one month from the date of notice to file the fee and oath or declaration.
- In the event any parts of this application are missing, please treat this as a filing under 37 CFR 1.53 as defined just above.

### CERTIFICATE OF MAILING (37 CFR 1.10(a))

CERTIFICATE OF MAILING BY "EXPRESS MAIL" - Rule 10: I hereby certify that this correspondence is being deposited on March 30, 2001 with the U.S. Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 as Express Mail No. EL65488353US addressed to: Box New Patent Application, Assistant Commissioner for Patents, Washington, D.C. 20231

Date: March 30, 2001

*Cheryl Ann Rogers*  
Cheryl Ann Rogers

## FEE CALCULATION

The filing fee has been calculated as shown below:

			SMALL ENTITY	OR	OTHER THAN A SMALL ENTITY	
BASIC FEE Design Patent			\$160	\$0	\$320	\$
BASIC FEE Utility Patent			\$355	\$0	\$710	\$710
EXTRA FEES		RATE	\$0	RATE	RATE	FEE
Total claims	8	minus 20 =	0	x9 =	x18 =	\$0
Independent Claims	1	minus 3 =	0	x40 =	x80 =	\$0
<input type="checkbox"/> Multiple Dep. Claim			+130 =	\$0	+260 =	\$
<input checked="" type="checkbox"/> Assignment			+40 =	\$0	+40 =	\$40
<input type="checkbox"/> Rule 53 Surcharge			+65 =	\$0	+130 =	\$
<b>TOTAL</b>				<b>\$0</b>		<b>\$750</b>

## FEE PAYMENT

Attached is Check No. 125559 in the sum of \$750.00 for the cost of the filing fee.  
 Please charge Account No. 02-3964 the sum of \$ \_\_\_\_\_

## FEE DEFICIENCY

Please charge Account No. 02-3964 in the sum of \$ \_\_\_\_\_

The Commissioner is authorized to charge (or credit any overpayment) to deposit account No. 02-3964:

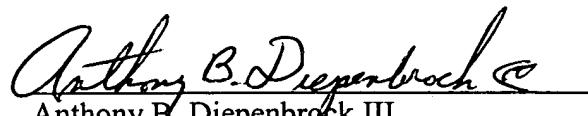
- Any additional filing fees required under 37 CFR 1.16, except Rule 53 filings, which will be paid within the time permitted by PTOL 1533.
- Assignment Recordal fees.

The filing fee and surcharge under 37 CFR 1.16, patent application processing fees under 37 CFR 1.17 and patent issue fees under 37 CFR 1.18 are intended to be paid by our firm as they arise. As no abandonment is intended by any inadvertent nonpayment of fees, the Commissioner is hereby authorized to charge payment of such fees as from time to time come due, if not paid prior to due date to our Deposit Account No. 02-3964.

A duplicate copy of this sheet is enclosed.

Dated: March 30, 2001

Respectfully submitted,

  
Anthony B. Diepenbrock III  
Reg. No. 39,960

OPPENHEIMER WOLFF & DONNELLY LLP  
Customer No. 25696  
1400 Page Mill Road  
Palo Alto, CA 94304  
Tel: (650) 320-4000  
Fax: (650) 320-4100